

USPTO 11 APR 2006

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Wesley P. Blackaby  
Serial No. : 10/524,173 Case No.: T1569Y  
Filed : 4/15/2005  
For : PHENYLPYRIDAZINE DERIVATIVES AS LIGANDS  
FOR GABA RECEPTORS

Commissioner for Patents  
Alexandria, Virginia 22313-1450

Sir:

**RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION**

In response to the Notice To File Missing Parts of Nonprovisional Application, mailed February 23, 2006, a copy of which is attached hereto, enclosed is a Declaration and Power of Attorney executed by the inventors.

Enclosed herewith is a Fee Transmittal form authorizing payment of the \$130.00 surcharge. If there are any deficiencies, please also charge these to Merck Deposit Account number 13-2755.

04/17/2006 GFREY1 00000130 132755 10524173

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I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, on the date appearing below.

By Eric Thies Date April 6, 2006  
MERCK & CO., INC.

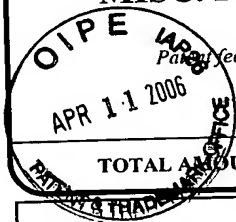
Date: April 6, 2006

Respectfully submitted,

By Eric Thies  
Eric Thies  
Reg. No. 35,382  
Attorney for Applicants

MERCK & CO., Inc.  
P.O. Box 2000  
Rahway, New Jersey 07065-0907  
(732) 594-3904

# MISC. FEE TRANSMITTAL



Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT

\$130

Complete if Known

Application Number 10/524,173  
Filing Date April 15, 2005  
First Named Inventor Wesley P. Black  
Examiner Name  
Group Art Unit  
Attorney Docket Number T1569YP

## METHOD OF PAYMENT

☒ Deposit Account

Deposit Account Number 13-2755

Deposit Account Name Merck & Co., Inc.

The Director is authorized to:

☒ Charge fee(s) indicated below

☒ Credit any overpayments

☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17

## FEE CALCULATION

### FEES

#### Large Entity

Fee Code	Fee (\$)	Fee Description	Fee Paid
1051	130	Surcharge - late filing fee or oath	130
1051	130	Non-English Specification	
1812	2,520	For filing a request for <i>ex parte</i> reexamination	
1402	500	Filing a brief in support of an appeal	
1452	500	Petition to revive - unavoidable	
1453	1,500	Petition to revive - unintentional	
1807	50	Processing fee under 37 CFR 1.17(q)	
1806	180	Submission of Information Disclosure Statement	
1809	790	Filing a submission after final rejection (37 CFR 1.129(a))	
1810	790	For each additional invention to be examined (37 CFR 1.129(b))	
1840	130	Statutory Terminal Disclaimer under 37 CFR 1.321	
Other fee (specify)			
Other fee (specify)			

TOTAL \$130

## SUBMITTED BY

Typed or Printed Name J. Eric Thies

Signature

*J. Eric Thies*

Date 04/06/2006

## Complete (if applicable)

Reg. Number 35,382

Deposit Account User ID

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, on the date appearing below.

MERCK & CO., INC.

By *J. Eric Thies* Date April 6, 2006



UNITED STATES PATENT AND TRADEMARK OFFICE

MAINTENANCE  
CASE REFERENCE CLERK  
CTHER

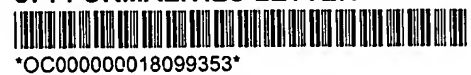
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P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/524,173	Wesley P Blackaby	T1569YP

000210  
MERCK AND CO., INC  
P O BOX 2000  
RAHWAY, NJ 07065-0907

INTERNATIONAL APPLICATION NO.	
PCT/GB03/03376	
I.A. FILING DATE	PRIORITY DATE
08/04/2003	08/13/2002

CONFIRMATION NO. 2827  
371 FORMALITIES LETTER



\*OC000000018099353\*

Date Mailed: 02/23/2006

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 02/08/2005
- Copy of the International Search Report filed on 02/08/2005
- Copy of IPE Report filed on 02/08/2005
- Preliminary Amendments filed on 02/08/2005
- Information Disclosure Statements filed on 02/08/2005
- Copy of references cited in ISR filed on 02/08/2005
- U.S. Basic National Fees filed on 02/08/2005
- Priority Documents filed on 02/08/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

#### SUMMARY OF FEES DUE:

Total additional fees required for this application is \$-120 for a Large Entity:

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- \$130 Surcharge.

(A previous payment of \$250 will be applied to the additional fees indicated above.)

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

CHRISTINE S WASHINGTON

Telephone: (703) 308-9140 EXT 228

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/524,173	PCT/GB03/03376	T1569YP